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8 **UNITED STATES DISTRICT COURT**  
9 **SOUTHERN DISTRICT OF CALIFORNIA**  
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11 ROSARIO TINA, and JESUS G.  
12 TINA,

13 Plaintiff,

14 vs.

15 COUNTRYWIDE HOME LOANS,  
16 INC.; AMERICA'S WHOLESALE  
LENDER; and RECONTRUST  
COMPANY,

17 Defendants.

CASE NO. 08-CV-1233-H (AJB)

ORDER DECLINING TO  
GRANT EX PARTE  
INJUNCTIVE RELIEF AND  
SETTING BRIEFING  
SCHEDULE ON TEMPORARY  
RESTRAINING ORDER

18 On July 10, 2008, at 4:35 p.m., pro se plaintiffs Rosario Tina and Jesus Tina  
19 ("Plaintiffs") filed the present action along with an ex parte motion for temporary  
20 restraining order ("TRO"). (Doc. Nos. 1, 3.) The Court notes that this action appears  
21 to be related to 08-CV-1167-JM (NLS) and may be suitable for transfer under Local  
22 Civil Rule 40.1(d). That case also involved a lending dispute between Plaintiffs and  
23 Countrywide Home Loans, among others.

24 After reviewing Plaintiffs' papers, the Court declines to grant ex parte injunctive  
25 relief at this time and sets the following briefing schedule. Defendants may file an  
26 opposition to the motion for a TRO on or before **July 15, 2008 at Noon**. Any  
27 defendant entering a special appearance for the purpose of opposing the motion should  
28 so indicate in its brief. The Court does not set a hearing date or any other deadlines at

1 this time. Absent a subsequent order to the contrary, the Court shall submit the motion  
2 for a TRO on the papers. See Local Civil Rule 7.1(d)(1). If the Court transfers the case  
3 to a different judge, the above deadline will remain in effect unless otherwise ordered.

4 IT IS SO ORDERED.

5 DATED: July 11, 2008

6   
7 MARILYN L. HUFF, District Judge  
UNITED STATES DISTRICT COURT

8 COPIES TO:  
9 All parties of record.